



General Assembly

January Session, 2003

**Amendment**

LCO No. 6588

\*SB0086406588SD0\*

Offered by:

SEN. PETERS, 20<sup>th</sup> Dist.

To: Subst. Senate Bill No. 864

File No. 150

Cal. No. 119

**"AN ACT CONCERNING PERFORMANCE-BASED REGULATION  
OF ELECTRIC DISTRIBUTION COMPANIES AND GAS  
COMPANIES."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Section 16-19e of the general statutes is amended by  
4 adding subsection (h) as follows (*Effective from passage*):

5 (NEW) (h) The department shall, upon application or upon its own  
6 motion, modify a rate plan for any gas or electric public service  
7 company that has (1) as part of its existing rate plan, an earnings  
8 sharing mechanism, and (2) has personal property, the value of which  
9 is established, that increased or decreased in any municipality due to a  
10 change in the valuation methodology used by said municipality for the  
11 purpose of assessment of municipal property taxes. Such modification  
12 shall increase or decrease revenue requirements in an amount  
13 necessary to reflect the amount of increase or decrease in property  
14 taxes and, in the case of an increase, to reflect no more than the amount

15 of increase that is the result of valuation of said property at its net book  
16 value. Where the valuation of the property for tax purposes exceeds  
17 net book value, the department may only increase revenue  
18 requirements necessary to reflect the amount of taxes that results from  
19 the higher than net book valuation after a final judgment from a  
20 Superior Court that determines the market value of such property or  
21 upon the approval by the department of a settlement that the  
22 department determines is in the interest of the company and its  
23 customers."

This act shall take effect as follows:	
Section 1	<i>from passage</i>